

WESTERN DISTRICT OF VIRGINIA

CLERK'S OFFICE U.S. DIST. COURT
AT CHARLOTTESVILLE, VA
FILED

Charlottesville Division

SEP 27 2021

Elizabeth Sines, et al

Plaintiffs

v

Jason Kessler, et al

Defendants

Case No: 3:17-cv-072-NKM

JULIA C. DUDLEY, CLERK
BY: *[Signature]*
DEPUTY CLERK

FIRST SWORN DECLARATION OF CHRISTOPHER CANTWELL REGARDING
PLAINTIFF'S FAILURE TO NOTICE DEPOSITIONS

I, Christopher Cantwell, do hereby aver under penalty of perjury this
21st day of September, 2021, that the following is true and correct:

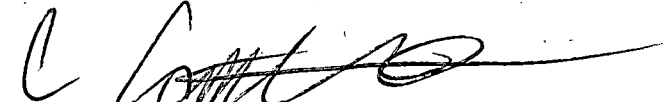
- 1) I am over 18 years of age and have personal knowledge of the following.
- 2) As previously averred, in January 2021, I received from the Plaintiffs a thumb drive containing 128 files.
- 3) On September 20, 2021, I reviewed the drive of para 2, supra.
- 4) From my review of the thumb drive of para 2, supra, I can now affirm that I was not served with the following notices of deposition until January 2021, months after the depositions were taken:
 - a) Brad Griffin, noticed March 11, 2020;
 - b) Dillon "Hopper" Izarry, noticed April 28, 2020, et alia;
 - c) Robert Isaacs "Baker", noticed May 28, 2020, et alia;
 - d) Michael "Enoch" Peinovich, noticed May 22, 2020, et alia;

e) Tom Rosseau, noticed June 4, 2020;

f) Kyle Chapman, nopticed June 19, 2020.

- 5) Because I did not receive the notice of deposition described para 4, supra, until January 2021, months after the depositions had been taken, I had no opportunity to be present or represented at the depositions and had no reasonable notice thereof.

Having so averred, I sayeth no more under oath.

A handwritten signature in black ink, appearing to read 'C. Cantwell', is written over a horizontal line.

Christopher Cantwell

Christopher Cantwell
USP Marion
Inmate #00991-509
4500 PRISON RD
P.O. BOX 2000
MARION, IL 62959



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Charlottesville Division
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22502-505875